United States District Court
Northern District of California

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4   UNITED STATES DISTRICT COURT

5   NORTHERN DISTRICT OF CALIFORNIA

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7   IN RE: REQUEST FOR JUDICIAL   Case No. 23-mc-80107-LJC
     ASSISTANCE FROM THE
8   COMMERCIAL COURT OF KYIV CITY,
     UKRAINE,   **ORDER RE: EX PARTE**
9   **APPLICATION FOR DISCOVERY**
                                              PURSUANT TO 28 U.S.C § 1782
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13   Petitioner United States of America filed an ex parte application for an order pursuant to

14   28 U.S.C. § 1782 to execute a Letter of Request from judicial authorities in the Commercial Court

15   of Kyiv City, Ukraine for international judicial assistance to obtain certain information and

16   documents from Meta Platforms, Inc. (Meta). Dkt. 1. The Court cannot decide the application

17   without the consent of all parties. See CPC Pat. Techs. Pty Ltd. v. Apple, Inc., 34 F.4th 801, 808

18   (9th Cir. 2022) (holding that section 1782 applications for discovery are dispositive within the

19   meaning of 28 U.S.C. § 636(b)(1)). Accordingly, Petitioner shall serve the application and this

20   Order on Meta by no later than April 21, 2023, and file proof of service. Meta shall file any

21   response to the application by no later than May 5, 2023. By the same deadline, the parties shall

22   file either the consent or declination form indicating whether they consent to the jurisdiction of the

23   Magistrate Judge in this matter. The forms are available at http://cand.uscourts.gov/civilforms.

24   Any party is free to withhold consent to proceed before a magistrate judge without adverse

25   substantive consequences.

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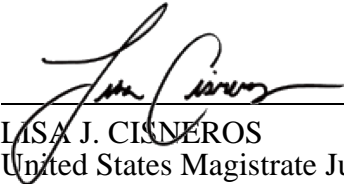
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1   If the parties do not consent, the case will be randomly assigned to a District Judge of this

2 Court.

3   **IT IS SO ORDERED.**

4 Dated: April 7, 2023

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7 LISA J. CISNEROS
    United States Magistrate Judge

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